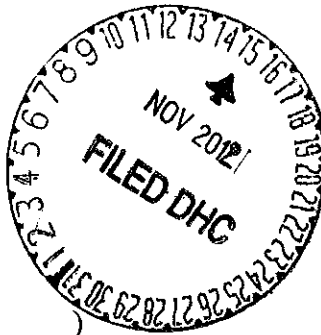


NORTH CAROLINA
WAKE COUNTY



BEFORE THE DISCIPLINARY
HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR
12 BCR 2

In the matter of:

Petition for Reinstatement of

EDWIN A. PETERS

PETITION FOR REINSTATEMENT

NOW COMES the Petitioner, Edwin A. Peters, to petition the North Carolina State Bar for reinstatement of his license to practice law pursuant to North Carolina Bar Rule .0125. In support of this Petition, the Petitioner shows the following:

(1) On April 20, 2007, Petitioner tendered his license and was disbarred from the practice of law in North Carolina by order of the Council of the North Carolina State Bar in case number 07 BCS 1. See, Exhibit 1 Order of Disbarment.

(2) In an affidavit of surrender dated April 16, 2007, Petitioner acknowledged that he misappropriated at least \$8,281.85 in client and/or fiduciary funds. See, Exhibit 2 Affidavit of Surrender.

(3) The provision set out in Rule B .0125(3)A requiring Petitioner to publish a notice of intent to seek reinstatement in an official publication of the North Carolina State Bar not more than six months and not less than sixty days before filing this Petition has been satisfied. See, Exhibit 3 Excerpts from the Fall 2012 Journal of the North Carolina State Bar.

(4) The provision set out in Rule B .0125(3)B requiring Petitioner to notify the complainant(s) in the disciplinary proceeding which led to Petitioner's disbarment of the notice of intent to seek reinstatement has been satisfied. See, Exhibit 3 Excerpts from the Fall 2012 Journal of the North Carolina State Bar.

(5) Petitioner has reformed and presently possesses the moral qualifications required for admission to practice law in the State of North Carolina taking into account the gravity of the misconduct, which resulted in the order of disbarment. See, Exhibit 4 (Affidavits of support).

(6) Petitioner's resuming the practice of law within the State of North Carolina will not be detrimental to the integrity and standing of the Bar, to the administration of justice, or to the public interest, taking into account the gravity of the misconduct which resulted in the order of disbarment. See, Exhibit 4 (Affidavits of support).

(7) Petitioner has not been convicted of or sentenced for the commission of a felony. See, Exhibit 5 Petitioner's Criminal Background Investigation Report

(8) Petitioner has complied with Rule B .0124. See, Exhibit 6 Affidavit of Edwin A. Peters dated April 23, 2007.

(9) Petitioner has complied with all applicable orders of the commission and the council.

(10) Petitioner has complied with the orders and judgments of any court relating to the matters resulting in the disbarment.

(11) Petitioner has not engaged in the unauthorized practice of law during the period of disbarment. See, Exhibit 7 Petitioners Resume in Reverse Chronological Order

(12) Petitioner has not engaged in any conduct during the period of disbarment constituting grounds for discipline under G.S. 84-28(b).

(13) Petitioner respectfully requests that his reinstatement be conditioned upon successful completion of the Multistate Professional Responsibility Exam along with any other conditions the Commission requires in order for Petitioner to be competent with the current Rules of Professional Conduct.

(14) Petitioner's conduct did not result in any funds being disbursed from the Client Security Fund.

(15) Petitioner has reimbursed all sums which the Disciplinary Hearing Commission found in the order of disbarment were misappropriated by the petitioner and which have not been reimbursed by the Client Security Fund. See, Exhibit 8 Order to Disburse Attorney Trust Account Funds Subject to Preliminary Injunction.

(16) Upon information and belief Petitioner paid all dues, Client Security Fund assessments, and late fees owed to the North Carolina State Bar as well as all attendee fees and late penalties due and owing to the Board of Continuing Legal Education at the time of disbarment.

(17) Petitioner respectfully requests that his reinstatement be conditioned upon attainment of a passing grade on a regularly scheduled written bar examination administered by the North Carolina Board of Law Examiners.

(18) Petitioner avers that he accepts full responsibility for his actions, acknowledges the wrongful nature of those actions and expresses abject remorse for any harm and any inconvenience his actions caused his previous clients, his family, the profession and his community.

(19) Petitioner avers that he suffered from depression and endured many years of emotional, psychological and physical abuse, which was a contributing factor in his exercise of poor judgment. See, Exhibit 9 Affidavit of Edwin A. Peters dated January 13, 2010.

(20) Petitioner has no prior disciplinary record.

(21) Petitioner exerted timely and good faith efforts to make restitution in the form of replacing trust account funds.

(22) Petitioner had been practicing for approximately two years; full time for fifteen months and thus had a relatively limited degree of experience in the practice of law

(23) The actual harm caused by Petitioner to clients and the profession was of a limited scope.

(24) Petitioner previously had a good reputation and good character for truthfulness and honesty.

(25) Petitioner acted with an absence of dishonest or selfish motive.

(26) Petitioner did not possess intent to deceive and was completely candid.

(27) Petitioner avers that in an effort to reform and rehabilitate, he participated in the Lawyers Assistance Program Friends support group for a short period of time and also attended therapy sessions for an extended period of time. See, Exhibit 10 Affidavit of Dr. Martha Simpson.

WHEREFORE, Petitioner prays:

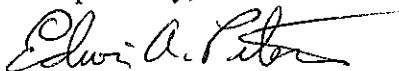
(1) That the Chairman of the Disciplinary Hearing Commission appoints a Hearing Commission Panel to hear this Petition for Reinstatement within 14 days of its filing as provided in Rule B .0125(a)(6) of the applicable Rules of the North Carolina State Bar and notify Petitioner upon scheduling a time and place for said hearing.

(2) That, after hearing and considering the evidence presented at said hearing, the Hearing Commission Panel files a report recommending to the Council of the North Carolina State Bar the restoration and reinstatement to active status the petitioner's license to practice law in the State of North Carolina, subject to the above stated conditions.

(3) That the Council of the North Carolina State Bar, after reviewing the report of the Hearing Commission Panel and the record of said hearing and upon the Petitioner's successful completion of the MPRE and a passing grade on the bar exam, enter an Order restoring and reinstating the Petitioner's license to practice law to active status in the State of North Carolina.

This the 13th day of November, 2012.

Respectfully,



Edwin A. Peters

VERIFICATION

I, Edwin A. Peters being duly sworn, deposes and says:

That I am the Petitioner in the above-entitled matter; that I have read the foregoing document and know its contents to be true of my own knowledge except as to those matters and things alleged therein upon information and belief, and as to those matters I believe them to be true.

This the 13th day of November, 2012.



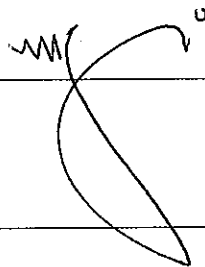
Edwin A. Peters

STATE OF NEW YORK

COUNTY OF STEUBEN

Sworn and subscribe to before me this

13 day of November, 2012.



NOTARY PUBLIC

My commission expires:

5/2016

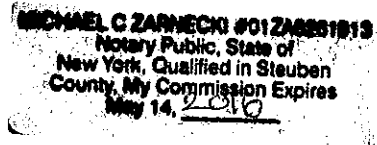
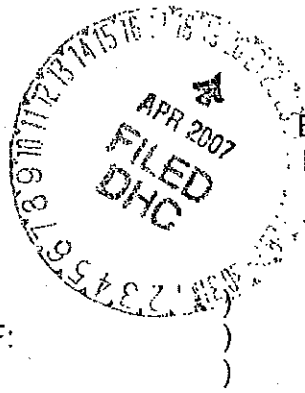


Exhibit 1

WAKE COUNTY
NORTH CAROLINA



BEFORE THE COUNCIL OF THE
NORTH CAROLINA STATE BAR
07 BCS 1

IN THE MATTER OF THE
TENDER OF LICENSE OF:
EDWIN A. PETERS

ORDER OF DISBARMENT

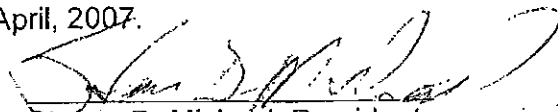
THIS MATTER was heard by the Council of the North Carolina State Bar pursuant to Section .0117 of Subchapter B of the Rules and Regulations of the North Carolina State Bar upon the affidavit of tender of surrender of license executed by Edwin A. Peters on April 16, 2007, and filed in the offices of the State Bar on April 18, 2007.

Based on the affidavit, the Council finds that Edwin A. Peters misappropriated funds belonging to his clients in an amount of at least \$8281.85 and converted the money to his own use and benefit. The Council also finds that Edwin A. Peters has waived his rights to further notice of this meeting. The Council concludes that the conduct of Edwin A. Peters constitutes grounds for discipline under N.C. Gen. Stat. § 84-28 (b) (2), in that Peters violated Rule 1.15-2(j), Rule 1.15-3 and Rule 8.4 (b) and (c) of the Revised Rules of Professional Conduct and that the Council may enter an order of discipline accordingly.

WHEREFORE, upon motion made and duly seconded, the Council of the North Carolina State Bar enters the following Order:

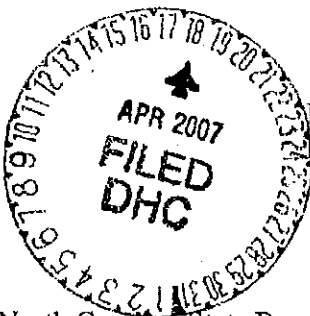
1. The tender of surrender of the license of Edwin A. Peters is hereby accepted.
2. Edwin A. Peters is hereby DISBARRED from the practice of law in North Carolina.
3. Edwin A. Peters shall comply with the provisions of Subchapter B, Section .0124 of the Rules and Regulations of the North Carolina State Bar and shall surrender his license and permanent membership card to the Secretary of the North Carolina State Bar along with the affidavit required by Subchapter B, Section .0124.
4. The costs of this action are taxed against Edwin A. Peters.

Done and ordered this the 20th day of April, 2007.


Steven D. Michael, President
The North Carolina State Bar

NORTH CAROLINA

WAKE COUNTY



BEFORE THE COUNCIL OF THE
NORTH CAROLINA STATE BAR

07 DHC

Bcs

1

TO: The Council of the North Carolina State Bar

AFFIDAVIT OF SURRENDER

Edwin A. Peters, being first duly sworn, deposes and says as follows:

1. I desire to resign and hereby tender my license to practice law in North Carolina pursuant to the provisions of 27 N.C. Admin. Code Chapter 1, Subchapter B, Section .0117 of the N.C. State Bar Discipline & Disability Rules.

2. My resignation and surrender is freely and voluntarily rendered. It is not the result of coercion or duress. I am fully aware of the implication of submitting my resignation.

3. I am aware that there is pending an investigation by the North Carolina State Bar regarding allegations that I misappropriated at least \$8,281.85 in client and/or fiduciary funds.

4. I acknowledge that the material facts upon which the investigation is based are true.

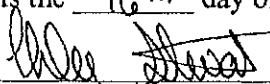
5. I am submitting my resignation because I know that if disciplinary charges were predicated upon the misconduct under investigation, I could not successfully defend against them.

6. I understand that this Affidavit of Surrender will be tendered to the Council of the North Carolina State Bar at their meeting on April 20, 2007 and I hereby waive further notice of that meeting.

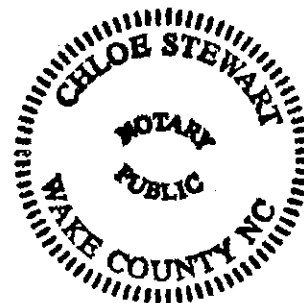
This the 16th day of April 2007.


Edwin A. Peters

Sworn to and subscribed before me
this the 16th day of April, 2007.


Notary Public

My commission expires: Feb. 19, 2012



Lawyers Receive Professional Discipline

Disbarments

Alexander L. Lapinski of Durham pled guilty in federal court to one felony count of unlawful procurement of citizenship or naturalization under 18 U.S.C. §1425 by aiding and abetting his client in seeking US citizenship under a false name. Lapinski surrendered his license and was disbarred by the Wake County Superior Court.

Robert L. Mebane of Rutherfordton embezzled client funds and funds withheld, for the benefit of the IRS, from employees' paychecks. He was disbarred by the DHC.

Sean Nelson Rogers Wells of Swansboro surrendered his law license and was disbarred by the Wake County Superior Court. Wells admitted that he misappropriated entrusted funds.

Suspensions & Stayed Suspensions

Cameron Ferguson of Boone neglected personal injury cases, did not supervise his non-lawyer assistant, did not safeguard entrusted funds, did not promptly deliver entrusted funds, allowed entrusted funds to be used for an unauthorized purpose, did not communicate with clients, did not appear for trials and for a hearing on an order to show cause why he should not be held in contempt, and was found guilty of criminal contempt. He was suspended for five years and must satisfy numerous conditions before he can be reinstated.

Roydera Hackworth of Greensboro commingled, did not maintain proper trust account records, and did not reconcile her trust account. She was suspended for four years. After one year she may apply for a stay of the balance upon compliance with numerous conditions, including that she identify the owners of funds in her trust account, disburse its contents to the owners, and obtain a practice monitor.

Gary Lawrence of Southport made sexual comments to and inappropriately touched two clients. He was suspended for three years. After one year he may apply for a stay of the balance upon compliance with numerous conditions, including that he must provide certifi-

cation from a psychiatrist who specializes in treating sexual offenders in the professions that he does not suffer from any condition creating a predisposition to engage in inappropriate sexual behavior.

Michael D. Lea of Thomasville neglected his client's case, forged his client's signature on an affidavit, notarized the forged signature, and filed the affidavit with the court. He was suspended for six months. The DHC found many mitigating circumstances and indicated that, but for those circumstances, much more substantial discipline would have been imposed.

Mark Mangiarelli of Huntersville neglected real estate transactions, failed to conduct quarterly trust account reconciliations, and disbursed entrusted funds improperly. He was suspended for three years. The suspension is stayed for three years upon compliance with numerous conditions.

Charles M. Oldham III of Charlotte allowed a mortgage loan "modification" business to operate under the auspices of his law firm. He was suspended for two years. The suspension is stayed for two years.

Steven E. Philo of Franklin omitted relevant information on HUD-1 Settlement Statements, neglected his clients, and did not adequately communicate in real estate transactions. Because there was no evidence of intent to deceive, the DHC imposed a three-year suspension stayed for three years.

Censures

The Grievance Committee censured Elizabeth City lawyer Van H. Johnson. Johnson did not cooperate with opposing counsel in scheduling Johnson's client's deposition and did not tell his client that the deposition had been noticed several times. Johnson's client was ordered to pay sanctions.

Reprimands

Raleigh lawyer Robert J. Lane III was reprimanded by the Grievance Committee for assisting a disbarred lawyer in the unauthorized practice of law.

James E. Hairston of Raleigh was reprimanded by the Grievance Committee for

assisting a disbarred lawyer in the unauthorized practice of law.

Matthew R. Plyler of Fayetteville was reprimanded by the Grievance Committee for failing to supervise his paralegal. Plyler allowed his paralegal to substitute her professional judgment for those of associate lawyers in his office and allowed her to modify those lawyers' work product.

Transfers to Disability Inactive Status

The chair of the Grievance Committee transferred Robert H. Gourley Sr. of Statesville and Andrew Jason Brauer of Raleigh to disability inactive status.

Reinstatements

The secretary reinstated Wilmington lawyer Leeanne Quattrucci to active status. The remaining two and a half years of her suspension are stayed upon compliance with conditions contained in the original order of discipline.

Notices of Intent to Seek Reinstatement

Individuals who wish to note their concurrence with or opposition to these petitions should file written notice with the secretary of the State Bar, PO Box 25908, Raleigh, NC 27611, before November 1, 2012 (60 days from publication).

In the Matter of James T. Ferguson III

Notice is hereby given that James T. Ferguson III intends to file a petition for reinstatement before the Disciplinary Hearing Commission of the North Carolina State Bar. On July 28, 2005, Ferguson entered a plea of guilty in US Federal Court to one count of conspiracy to commit securities fraud, mail fraud, and wire fraud. This conviction provided the substance of a grievance filed against Ferguson by the Grievance Committee of the North Carolina State Bar. On or about August 23, 2005, Ferguson tendered an Affidavit of Surrender of his license. On October 21, 2005, the tender of the surrender was accepted by the State Bar and Ferguson was disbarred.

CONTINUED ON PAGE 52

communication—whether email or conventional mail—with opposing counsel is a communication under Rule 4.2(a) and prohibited unless there is consent.

Inquiry #2:

Would the answer change if Lawyer A is replying to an email message from Lawyer B in which Lawyer B copied her own client? Does the fact that Lawyer B copied her own client on the email constitute implied consent to a “reply to all” responsive email from Lawyer A?

Opinion #2:

No. Rule 4.2 requires the express consent of opposing counsel.

This issue was recently addressed by the Association of the Bar of the City of New York Committee on Professional and Judicial Ethics (“New York Committee”) and the California Standing Committee on Professional Responsibility & Conduct (“California Committee”).

Both the New York Committee and the California Committee concluded that consent to “reply to all” communications may sometimes be inferred from the facts and circumstances presented. Ass’n of the Bar of the City of N.Y. Comm. on Prof’l and Judicial Ethics, Formal Op. 2009-1; Ca. Standing Comm. on Prof’l Responsibility & Conduct, Formal Op. 2011-181.

Although concluding that consent under Rule 4.2 may be implied, both opinions caution lawyers against relying on implied consent. The New York Committee’s opinion states that a lawyer who relies on implied consent “runs the risk that the represented person’s lawyer has not consented to the direct communication” and that “[t]o avoid any possibility of running afoul of the no-contact rule, the prudent course is to secure express consent.” The California opinion states that the consent requirement of Rule 4.2 should not be taken lightly and that it is not appropriate for lawyers to “stretch improperly to find implied consent.” The California Committee further states that “even where consent may be implied, it is good practice to expressly confirm the existence of the other attorney’s consent, and to do so in writing.”

The Ethics Committee accepts the cautionary words offered by the New York and California Committees. Because of the risks associated with inferring implied consent, we

conclude that 4.2 requires the express consent of opposing counsel.

Proposed 2012 Formal Ethics

Opinion 8

Lawyer’s Acceptance of Recommendations on Professional Networking Website

July 19, 2012

Proposed opinion rules that a lawyer may ask a former client for a recommendation to be posted on the lawyer’s profile on a professional networking website and may accept a recommendation if certain conditions are met.

Inquiry #1:

Lawyer has a profile listing on a professional social networking website, such as LinkedIn. The networking website has a feature that allows members to write recommendations for each other. A member of the networking website may request a recommendation from another member, or a member may send a recommendation to another member without being asked. In either event, the member receiving the recommendation has the opportunity to review the recommendation and decide whether to “accept” the recommendation. For a recommendation to be published on the member’s online profile, it has to “accepted.”

May a lawyer with a professional profile on the networking website accept a recommendation from a current or former client?

Opinion #1:

Yes. When a lawyer has control over the content of postings on his or her profile on the networking website, the lawyer may accept a recommendation from a current or former client subject to certain conditions. The lawyer may only “accept” recommendations that comply with the Rules of Professional Conduct that pertain to advertising. Rule 7.1 provides that a lawyer shall not make a false or misleading communication about the lawyer or the lawyer’s services. A communication that is likely to create an unjustified expectation about results the lawyer can achieve is misleading. Rule 7.1(a)(2).

A recommendation posted on the networking website is essentially a client testimonial. Depending upon content, a client testimonial has the potential to create unjustified expectations. The Ethics Committee recently established guidelines under which a lawyer may use certain client testimonials in

advertising. See 2012 FEO 1. A lawyer may only accept a recommendation from a current or former client if the recommendation complies with 2012 FEO 1.

Pursuant to 2012 FEO 1, a lawyer may accept a client recommendation that is limited to a discussion of the characteristics of a lawyer’s client service. If the recommendation includes general references to the results the lawyer obtained for the client, the lawyer may accept the recommendation if it can be accompanied by an appropriate disclaimer. The lawyer may not accept a recommendation that refers to a settlement or verdict of a specific dollar amount. In addition, the lawyer must review the recommendation for any confidential information that the lawyer believes should not be published online. Therefore, it may be necessary for the lawyer to ask the client to add disclaiming language or to delete certain content.

Inquiry #2:

May a lawyer with a professional profile on the networking website send a recommendation request to a current or former client?

Opinion #2:

Yes, subject to certain conditions. A lawyer may ask a current or former client for a recommendation that consists of comments indicating the client’s level of satisfaction with certain aspects of the lawyer-client relationship. See 2007 FEO 4.

The lawyer’s duty of confidentiality to the client requires that the lawyer advise the client, at the time of the request, that the recommendation may be published on the member’s online profile, and the lawyer must obtain the client’s consent to publication.

The lawyer’s duties as to a recommendation received pursuant to the request are set out in Opinion #1 above. ■

Disciplinary Actions (cont.)

In the Matter of Edwin A. Peters

Notice is hereby given that Edwin A. Peters of Corning, New York, intends to file a petition for reinstatement before the Disciplinary Hearing Commission of the North Carolina State Bar. Peters surrendered his law license and was disbarred April 20, 2007, for misappropriating client funds for his personal benefit. ■

NORTH CAROLINA
WAKE COUNTY

BEFORE THE DISCIPLINARY
HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR

Petition for Reinstatement of EDWIN A. PETERS

AFFIDAVIT

I, Kanton T. Reynolds, being first duly sworn, deposes and says as follows in support of Petitioner Edwin Austin Peters for reinstatement to active status in the North Carolina State Bar. I am over the age of 18 years and competent to make this affidavit and do so of my own personal knowledge.

1. I, Kanton T. Reynolds of 108 Castlebar Lane, Durham, North Carolina am currently enrolled as a graduate student in the Doctorate of Philosophy program in Leadership Studies at North Carolina A&T State University. I have known the Petitioner, Edwin Austin Peters for over twenty years. We have been students together at both North Carolina State University and North Carolina A&T State University.

2. The Petitioner, Edwin Austin Peters lived at my home as a friend and resident during two separate periods from December of 2009 to December of 2011. During that time the petitioner simultaneously held THREE jobs working at the North Carolina Department of Natural Resources, the University of North Carolina at Chapel Hill Rizzo Conference Center as a security guard and at local food delivery company as a driver. The petitioner has suffered the consequences from his actions and has worked tirelessly and diligently to reform his ways and rehabilitate his reputation. He has been entrusted with the safety of others as well as the security of funds from a small business and has redeemed himself by conducting himself with integrity and honor during this humbling and difficult time period.

3. Permitting the petitioner to resume the practice of law within the state of North Carolina will be a testimony to the power of redemption and the high cost and consequences of overstepping authority and boundaries. The petitioner has suffered irreparably from the error in his ways and will serve as an example to others of not only the discipline and trust that are required to maintain a license to practice law but also the negative effects of breaching that trust. Having known the petitioner for over two decades I believe that this was a one-time error in judgment and that he can and will fulfill the fiduciary requirements required of North Carolina Bar members at all times and under all conditions and circumstances moving forward. I endorse his reinstatement wholeheartedly and without reservation.

This the 6 day of November, 2012.

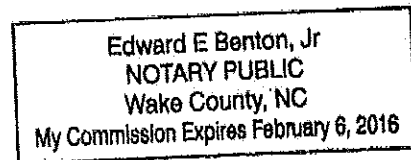
Ant T. Reynolds
Affiant's Signature

STATE OF NORTH CAROLINA

COUNTY OF Wake

Sworn and subscribed personally before me, this the 6 day of November, 2012.

Edward E Benton, Jr
Notary Public



My Commission Expires: 2-6-2016

Exhibit 4 B

NORTH CAROLINA

WAKE COUNTY

BEFORE THE DISCIPLINARY
HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR

Petition for Reinstatement of EDWIN A. PETERS

AFFIDAVIT

I, Ayana Moore, being first duly sworn, deposes and says as follows in support of Petitioner Edwin A. Peters for reinstatement to active status in the North Carolina State Bar.

I am over the age of 18 years and competent to make this affidavit and do so of my own personal knowledge.

I work as a Senior Clinical Research Manager at FHI360 in Durham, NC. I manage clinical research studies in the field of HIV prevention, both here in the US and abroad. I have known Edwin Peters for approximately three years now. We met through mutual friends and have spent considerable time together during social and sporting activities.

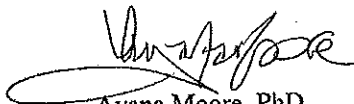
I have spoken to Mr. Peters quite extensively about his past circumstances and the actions that led to his disbarment. I can say without reservation that he is remorseful for those actions and would not do anything in the future to jeopardize his standing in the bar. Despite difficult circumstances, Mr. Peters remains hopeful and optimistic about the future. He recognizes his mis-steps from the past and has carved out a new path for his future. He has a positive network of friends, family, and colleagues who care about him and support him and he looks forward to re-launching his professional career.

I have only known Mr. Peters to be an honest, kind, and considerate person. I have never seen him lash out in anger or frustration despite the difficult circumstances he may be in. He is fair, open-minded, and self-aware in that he fully acknowledges the personal responsibility that he must take for actions. Mr. Peters is strong in his religious faith and honestly believes in forgiveness and redemption. To make amends for his past actions, he has offered to engage with youth groups, students, and others to discuss the choices that he made and help guide others down a better path.

I believe that Mr. Peters will be a better member of the bar having travelled this road as he now possesses an even stronger sense of empathy, integrity, and respect for the law. His past experiences and current journey back into his professional career, will positively serve his clients as well as the community.

It is without reservation that I recommend Mr. Peters be reinstated into the North Carolina State Bar. I am happy to answer any additional questions you may have regarding this recommendation.

Sincerely,



Ayana Moore, PhD
710 Turmeric Ln.
Durham NC 27713
206-356-2696

State Of NC County Durham
I Mary Pernell Harris
Notary Public do hereby certify that Ayana T. Moore Personally
appeared before me this day and acknowledged
the due execution of the foregoing instrument
Witness my hand and seal
this 20 day of November, 2012
Mary Pernell Harris Notary Public
My Commission Expires 12/1/12

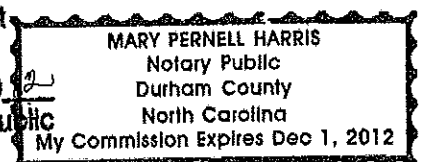


Exhibit 4C

NORTH CAROLINA

WAKE COUNTY

BEFORE THE DISCIPLINARY
HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR

Petition for Reinstatement of EDWIN A. PETERS

AFFIDAVIT

I, Larry Greenlee, being first duly sworn, deposes and says as follows in support of Petitioner Edwin A. Peters for reinstatement to active status in the North Carolina State Bar.

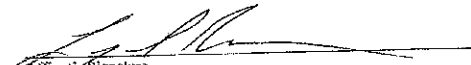
I am over the age of 18 years and competent to make this affidavit and do so of my own personal knowledge.

I am a strength and conditioning coach at Clemson University in Clemson, South Carolina. My Title is Assistant Director of Strength and Conditioning. I have been at the same job for 15 years. I have known Edwin Peters since 1990 when we meet as freshmen at North Carolina State University.

I have learned in detail of Edwin's faults. I feel he has learned from them and I also think that he would not make the same mistakes if given a second chance to practice law. Edwin has displayed his remorse but more he displays a hunger to right his wrong and get his life back on its rightful path.

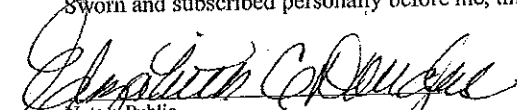
I recommend that Edwin Peters be reinstated into the North Carolina State Bar. Thank you.

This the 5th day of November, 2012.


Affiant's Signature

South Carolina
STATE OF ~~NORTH CAROLINA~~
COUNTY OF Pickens

Sworn and subscribed personally before me, this the 5th day of November, 2012.


Notary Public

My Commission Expires: My Commission Expires August 21, 2013

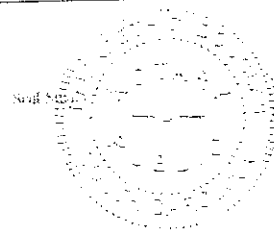


Exhibit AD

NORTH CAROLINA

WAKE COUNTY

BEFORE THE DISCIPLINARY
HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR

Petition for Reinstatement of EDWIN A. PETERS

AFFIDAVIT

I, Timothy McMillian, being first duly sworn, deposes and says as follows in support of Petitioner Edwin A. Peters for reinstatement to active status in the North Carolina State Bar.

I am over the age of 18 years and competent to make this affidavit and do so of my own personal knowledge.

I am currently a Middle School Business teacher in Alamance County of North Carolina. I have been teaching school for thirteen years. I'm an assistant baseball coach for the school as well as the school Instructional Technology Specialist. I am also an active member of my church, Love and Faith Christian Fellowship located in Greensboro, NC. I met Edwin Peters during the fall semester of 1990 at North Carolina State University through a mutual friend. (Larry Greenlee) We three became the closest of friends during the next few years as we navigated our way through college. After college, we continued to keep in touch with one another through visits, phone calls, and emails.

I truly believe that Mr. Peters has reformed and now possesses the moral qualifications needed to practice law in the state of North Carolina. As an old friend, I know Mr. Peters has many of the personal traits\characteristics to practice law effectively. These personal traits\characteristics include but are not limited to: responsibility, caring, self-disciplined, citizenship, and honesty. Although the one trait of good judgment was not utilized during Mr. Peters' time of distress, I still believe he possesses this trait. Edwin has always been a man of conviction to his church, his family and to his friends. He's there when you call on him always willing to lend a hand if he could. He knows right from wrong and truthfully admits when he is at fault. No man is perfect and Edwin is no exception in this case. He made a terrible, shocking, extreme judgmental mistake in this matter, but one in which I do believe he has learned from and will not repeat in the future.

In conclusion, if granted the opportunity to practice law once again in the state of NC, I believe Edwin Peters would not take this opportunity lightly but use this particular incident as a teachable moment with youth groups, future law students, friends and relatives as a reminder of how valuable practicing law can be.

This the 9th day of November, 2012.

Timothy McMillian
Affiant's Signature

Tim 11/9/12

STATE OF NORTH CAROLINA

COUNTY OF Alamance

Sworn and subscribed personally before me, this the 9th day of November, 2012.

Monica Clara Brantley
Notary Public

Notary Seal

My Commission Expires: Sep. 16, 2014

Carolina Investigative Research

106 D Fountain Brook Circle
Cary, North Carolina 27511
(919) 460-7799, Fax (919) 460-5338

FINAL BACKGROUND INVESTIGATION REPORT

Subject: Edwin Austin Peters

SSN: XXX-XX-6831

DOB: 1972-08-10

Date: 06/14/2012

Requested on 06/14/2012 by: Edwin Austin Peters

NCREC-Applicants

614 Wills Forest St., Apt E, Raleigh, NC 27605

This report consists of 3 page(s), covers 1 state(s)/counties and has 4 record(s).

Criminal - State Court History

On 06/14/2012 the investigator, Allison Cammarata, requested a statewide felony & misdemeanor criminal record check from the Office of Court Administration in Raleigh, NC. The dates were 06/1983 through 06/13/2012.

RECORD FOUND in NC Statewide

Identifier on Index: Edwin Austin Peters

Date of Birth: 08/10/1972

Case Number: 11CR 713659

Date of Offense: 12/11/2011

Case Comments: Address on file: 108 Castlebar Ln Durham, NC 27713

Charge Level: Criminal Traffic

Charge: Expired Registration Card/ Tag

Disposition Date: 01/27/2012

Disposition: Guilty

Comments/Additional Identifiers: Record found in Durham County, DL# 02370874, SSN: xxx-xx-6831.

Charge Level: Infraction

Charge: Expired/ No Inspection

Disposition Date: 01/27/2012

Disposition: Dismissed

Sentence: None

Comments/Additional Identifiers: Record found in Durham County, DL# 02370874, SSN: xxx-xx-6831.

Identifier on Index: Edwin Austin Peters

Date of Birth: 08/10/1972

Case Number: 11CR 772923

Date of Offense: 11/01/2011

Case Comments: Address on file: 108 Castlebar Ln Durham, NC 27713

Charge Level: Criminal Traffic

Charge: Expired Registration Card/ Tag

Disposition Date: 12/22/2011

Disposition: Dismissed

Sentence: None

Comments/Additional Identifiers: Record found in Wake County, DL# 02370874, SSN: xxx-xx-6831.

Charge Level: Infraction

Charge: Expired/ No Inspection

Disposition Date: 12/22/2011

Disposition: Dismissed

Sentence: None

Comments/Additional Identifiers: Record found in Wake County, DL# 02370874, SSN: xxx-xx-6831.

Identifier on Index: Edwin Austin Peters

Date of Birth: 08/10/1972

Case Number: 06CR 035908

Date of Offense: 04/06/2006

Case Comments: Address on file: 1409 Burchcrest Dr. Garner, NC

Charge Level: Infraction

Charge: Speeding 49 in 40 zone

Disposition Date: 05/09/2006

Disposition: Waived guilty fine paid in lieu of trial

Sentence: \$135 Fine/ Cost

Comments/Additional Identifiers: Record found in Wake County, DL# 02370874.

Charge Level: Criminal Traffic

Charge: Fail to Sign Registration Card

Disposition Date: 05/09/2006

Disposition: Waived guilty fine paid in lieu of trial

Comments/Additional Identifiers: Record found in Wake County, DL# 02370874.

Identifier on Index: Edwin Austin Peters

Date of Birth: 08/10/1972

Case Number: 97CR 055231

Date of Offense: 06/24/1997

Case Comments: Address on file: 384D Mizell Rd Greensboro, NC

Charge Level: Criminal Traffic

Charge: Speeding 55 in 35 zone

Disposition Date: 07/24/1997

Disposition: Waived guilty fine paid in lieu of trial

Sentence: \$80.00 Fine/ Cost

Comments/Additional Identifiers: Record found in Guilford County, DL# 02370874.

Locate/Address Trace

On 06/14/2012, an address trace was performed on SSN XXX-XX-6831. The following information was found.

SSN Validation

SSN is valid. Issued in NY.
Issued in Year 1980 And 1981

EDWIN AUSTIN PETERS
XXX-XX-6831
108 CASTLEBAR LN
DURHAM, NC 27713
DURHAM COUNTY

This report is provided solely for use by the client with the understanding the tenets of the Fair Credit Reporting Act and other Federal, state, and local statutes apply. The information was obtained from courts and other public records. The accuracy of this information can not be guaranteed because it depends on the exactness of the public record and the information supplied by the client.

Report Last Updated By: <Allison> Allison Cammarata

Exhibit 6

AFFIDAVIT OF
EDWIN A. PETERS

Edwin A. Peters, being first duly sworn, deposes and states:

1. The Affiant is the Defendant in the matter captioned In the matter of the tender of license of Edwin A. Peters, 07 BCS 1.
2. The Affiant has satisfied the requirements of 27 NCAC 1B, Section .0124.
3. That on or about April 20, 2007, the Affiant tendered his Affidavit of Surrender to the Council of the North Carolina State Bar and an Order of Disbarment was entered.
4. That at the time of Affiant's disbarment on April 20, 2007, Affiant had already completed the wind-down of his law practice and was not involved in the practice of law. Consequently, there were no clients that needed to be notified pursuant to the above referenced section.
5. The Affiant states that his address for any communications will be as follows

1409 Burchcrest Drive, Garner, North Carolina 27529

That further Affiant sayeth not.

This the 23rd day of April, 2007.


Edwin A. Peters

North Carolina
Wake County

I, the undersigned Notary Public, in and for the aforesaid county and state, do hereby certify that Edwin A. Peters personally appeared before me this day and acknowledged the due execution of the above affidavit.

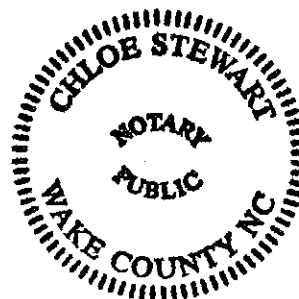
This the 23 day of April, 2007



Notary Public

(NOTARIAL SEAL)

My Commission Expires: Feb. 19, 2012



Edwin A. Peters
11973 State Route 352
Corning, NY 14830
(919) 961-1398
eaustinp@gmail.com

WORK EXPERIENCE

10/12 – Pres. **Staybridge Suites**, Corning, N.Y.

Front Desk Agent

- Check-in/out hotel guests courteously and efficiently; process all payments according to established hotel requirements.
- Provide information and assistance to all guests and visitors.
- Provide for a safe environment for guests and facilities by following established security measures and tasks
- Conduct night audit

03/11 – 07/12 **Destination Hotels & Resorts**, Chapel Hill, N.C.

Front Office Agent, Security/Night Auditor, Shuttle Driver

- Checked-in/out hotel guests courteously and efficiently; processed all payments according to established hotel requirements.
- Provided information and assistance to all guests and visitors.
- Provided for a safe environment for guests and facilities by following established security measures and tasks
- Conducted night audit
- Transported guests via shuttle van

02/11 – 07/12 **Raleigh Takeout**, Raleigh, N.C.

Delivery Driver

- Provided excellent customer service by delivering food from contracted restaurants to customers' homes, etc.

08/09 – 06/12 **N.C. Department of Environment and Natural Resources**, Raleigh, N.C.

Environmental Engineer - Disinfectants and Disinfection Byproducts Rule Manager

- Ensure that public water systems comply with the monitoring and reporting requirements, maximum contaminate level and treatment technique standards as established by the Federal Safe Drinking Water Act and the NC Drinking Water Act
- Provide protection for the public by enforcing testing requirements and provide engineering expertise in resolving contamination and treatment technique problems
- Evaluate and track systems compliance history and assist in the preparation of enforcement documents
- Respond to phone calls and written inquiries from public water systems, laboratory personnel and Public Water Supply field staff

- Responsible for public presentations on various aspects of the Disinfectants and Disinfection Byproducts Rule

09/07 – 08/09 **Allied Barton Security Services, Raleigh, N.C.**

Patrol Supervisor

- Supervise night security staff for the Wake County Public School System
- Assist with writing procedures and policies
- Train new and current employees on procedures and policies
- Operate the console and monitor burglar alarms, etc.
- Respond to fire and burglar alarms

07/05 – 04/07 **Law Office of Edwin A. Peters, PLLC, Raleigh, N.C.**

Real Estate Attorney

- Successfully represented many clients in legal matters that involved rules, regulations, statutes, legal opinions and other documents pertaining to Federal, State and local programs (i.e. foreclosure, bankruptcy, HOA violations, etc.)
- Communicated and collaborated with clients to assess their needs
- Rooted out the main issues to complex scenarios/problems and used keen analytical skills to solve the problems thereby addressing clients' needs.
- Managed the day-to-day business finances (i.e. billing, payroll, etc.)
- Effectively used software to run a paperless office with such software to include: Microsoft Office, Adobe Acrobat, QuickBooks, Power Closer, etc.
- Prepared HUD-1 settlement statements as well as other documents for over 150 closing transactions to include refinances, new purchases, FHA, VA and conventional loans
- Searched titles, prepared opinions/applications and obtained title insurance
- Read, interpreted, drafted and negotiated various contracts and other legal documents relating to real estate transactions
- Managed staff in a manner that facilitated an efficient customer service based system of conducting real estate transactions

04/05 – 1/06 **N.C. Department of Transportation, Raleigh, N.C.**

Project Development Engineer

- Coordinated and negotiated with municipalities, the public, environmental agencies and organizations (i.e. Army Corp of Engineers, etc.), and engineers to achieve optimum solutions to practical transportation problems to include right of way issues
- Read, interpreted and drafted engineering drawings and explained these drawings to the public at hearings
- Effectively communicated both in oral and written form to many different audiences including engineers, city officials and lay citizens to name a few
- Managed projects using SAP R/3 (PMii) software to ensure that project activities and tasks were completed, milestones were met.
- Managed projects to ensure compliance with the budgetary constraints set forth in the NC Transportation Improvement Program (TIP)
- Drafted planning documents which allowed NCDOT projects to be in compliance with the National Environmental Policy Act of 1969 (NEPA)

10/04 – 04/05 **Womble Carlyle Sandridge & Rice, RTP, N.C.**

Project Attorney

- Provided litigation support in complex product liability cases for an international pharmaceutical company located in RTP.
- Reviewed and analyze documents to determine attorney-client privilege, significant issues, confidentiality, and responsiveness for the purposes of discovery within strict court ordered deadlines.

5/03 – 8/03 **Holt York McDarris & High, Raleigh, N.C.**

Clerk

- Drafted briefs and various documents for all stages of litigation
- Represented the N.C. Private Protective Services Board in administrative hearings
- Researched numerous legal topics primarily in the areas of land use and property law

12/98 – 1/02 **N.C. Department of Transportation, Raleigh, N.C.**

Project Development Engineer

- Coordinated and negotiated with municipalities, the public, environmental agencies and organizations, and engineers to achieve optimum solutions to practical transportation problems to include right of way issues
- Effectively communicated both in oral and written form to many different audiences including engineers, city officials and lay citizens to name a few
- Managed projects using Legacy software (PMSS) to ensure that project activities and tasks were completed, milestones were met.
- Managed projects to ensure compliance with the budgetary constraints set forth in the NC Transportation Improvement Program (TIP)
- Drafted planning documents which allowed NCDOT projects to be in compliance with the National Environmental Policy Act of 1969 (NEPA)
- Trained entry-level engineers and technicians.

6/97 – 12/98 **N.C. Department of Transportation, Raleigh, N.C.**

Engineering Associate

- 18 month training program which included work in the following units: Maintenance, Construction, Roadway Design, Pavement Management, Traffic, Planning and Environmental

5/95 – 8/95 **N.C. Department of Transportation, Winston Salem, N.C.**

Summer Intern

- Assisted surveying crew with field surveys for various projects regarding information such as horizontal alignment, field topography, vertical alignment, centerline profiles, DTMs and property ownership
- Created graphic files from field survey data utilizing surveying and CADD software

- 5/93 – 8/93 **N.C. Department of Transportation**, Raleigh, N.C.
Summer Intern
- Researched diesel fuel tax evasion, wrote report “*Implementation of a Fuel Dye Program for the State of North Carolina.*”
- 5/92 – 8/92 **Corning Incorporated**, Corning, N.Y.
Summer Intern
- Studied and proposed a parking solution at the corporate headquarters and surrounding downtown facilities
 - Aided in various projects conducted by the Facilities Services Department including project management, data collection for implementation of a CAFM system, project design and scheduling
- 5/91 – 8/91 **Corning Incorporated**, Corning, N.Y.
Summer Intern
- Assisted in R & D of optical fibers, tested and analyzed data, generated documentation about the physical attributes of fibers, investigated how these properties affect cable design

EDUCATION

IRWA Courses

Completed/Passed September 2012

100 Principles of Land Acquisition

103 Ethics and the Right of Way Profession

105 Uniform Act Executive Summary

75 Hour NC Real Estate Brokers Pre-licensing Course

Completed/Passed July 2012

Campbell University, Norman Adrian Wiggins School of Law

Juris Doctor, Advocacy Track, May 2004

Honors and Activities:

Book Awards: Criminal Law, Law Firm Computer Lab

Howard Christian Citizenship Award

Academic Scholarship

N.C. A&T State University

Bachelor of Science, Civil Engineering, May 1997

N.C. State University (August 1990 - December 1994)

Honors and Activities:

Three-Year ROTC Scholarship

Waste Management Institute Dean's Scholar

Alpha Delta Epsilon Honor Society

Exhibit 8

NORTH CAROLINA

FILED

OCT 29 AM 10:45

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

WAKE COUNTY

WAKE COUNTY, C.S.C.

07 CVS 04942

BY _____

The North Carolina State Bar,
Petitioner

v.

Edwin A. Peters, Attorney,
Respondent

**Order to Disburse Attorney Trust Account
Funds Subject to Preliminary Injunction**

This matter came on to be heard and was heard on the 29th day of October, 2007 by the undersigned Superior Court Judge pursuant to N.C. Gen. Stat. § 84-28(j) on the motion of the North Carolina State Bar (State Bar) for an order disbursing certain funds held in the bank accounts of disbarred attorney, Edwin A. Peters. The State Bar was represented by David R. Johnson. No other persons with any interest in this matter appeared on their own behalf or through counsel. Based upon the record before the Court, the Court makes the following:

FINDINGS OF FACT

1. Edwin A. Peters (hereafter, Peters), was licensed to practice law in North Carolina in 2005.
2. On March 30, 2007, a consent order of preliminary injunction was entered by the Wake County Superior Court, enjoining Peters from accepting any further client or fiduciary funds and from disbursing or writing checks against any account into which fiduciary or client funds had been deposited until further order of the Court.
3. The preliminary injunction had the effect of freezing the contents of Peters' attorney trust account, account number ending in *****539-9 at RBC Centura Bank (hereafter, Peters trust account).
4. On April 20, 2007, an order was entered disbarring Peters by the Council of the N.C. State Bar.
5. As of the date of the petition of the State Bar to disburse funds, the balance in the Peters trust account was \$8,883.56.
6. Following entry of the preliminary injunction against Peters, the N.C. State Bar reviewed Peters' bank records and took other steps to attempt to determine the owners of the funds remaining in the Peters trust account.

7. The total known claims against funds on deposit in the Peters trust account are \$9,102.40.

8. The total funds on deposit in Peters trust account is less than the amount required to pay all known individuals and entities whose funds should be in the Peters trust account. Peters has deposited funds with his counsel to cover the difference.

9. Sixteen of Peters' clients with funds remaining in the account had real estate closings at which funds were withheld to pay title insurance premiums upon final title certification to the title insurance company. As a result of his disbarment, Peters is no longer in a position to provide a final opinion of title. The title insurance company is working with other attorneys to procure the necessary final title opinions and the premiums withheld will be due the title insurance agencies upon completion. If the title insurance policies are not issued, then the premiums collected should be paid to the clients.

10. All remaining funds should be disbursed to the clients or to the parties on behalf of the clients as shown on the attached schedule.

Based upon the foregoing **Findings of Fact**, the Court enters the following

CONCLUSIONS OF LAW

1. The parties are properly before the Court and the Court has jurisdiction over the parties and over the subject matter of this proceeding.

2. Pursuant to N.C. Gen. Stat. § 84-28(j), it is in the best interests of Peters' former clients for the existing trust account to be closed and the balance of funds disbursed as identified by this Order and any unclaimed or unidentified funds escheated to the State of North Carolina.

3. The recommendation of the State Bar to disburse the funds in accordance with the schedule attached to this order is a fair and equitable method of disbursing these funds to Peters' former clients.

THEREFORE, based on the foregoing **Findings of Fact** and **Conclusions of Law**, the Court enters the following:

ORDER

1. Within 10 business days of the receipt of this Order, RBC Centura Bank will disburse all of the funds in the Peters trust account (less any accrued IOLTA interest) by check payable to the North Carolina State Bar;

2. If there is any accrued IOLTA interest, RBC Centura will disburse the IOLTA interest to the IOLTA program.

3. Upon disbursement of all funds, RBC Centura Bank will close the Peters trust account;

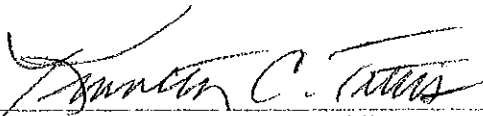
4. Within ten days of receipt of this Order, Peters' counsel will pay those funds held on behalf of Peters to cover the fund shortfall to the North Carolina State Bar. The North Carolina State Bar will combine those funds with the funds received from RBC Centura Bank;

5. Upon receipt of the funds from RBC Centura Bank and Peters' counsel, the State Bar will disburse the funds to or on behalf of the identified payees in Exhibit 3, including payment of the title insurance premiums to the title insurance agencies upon a showing that the title policies have been issued;

6. If any intended recipient of the funds cannot be located after reasonable diligence or the funds are returned to the State Bar after issuance, the State Bar is authorized to escheat those funds to the State; and

7. The injunction prohibiting Peters from receiving and disbursing client or fiduciary funds remains in full force and effect to be reviewed only if and when Peters is reinstated to the practice of law.

This the 29 day of October, 2007.


Kenneth C. Titus, Judge Presiding
Wake County Superior Court

North Carolina State Bar v. Edwin A. Peters
Order to Disburse Schedule
07 CVS 04942

<i>No.</i>	<i>Client</i>	<i>Ledger Balance</i>	<i>Payee</i>	<i>Disbursement Amount</i>
1	Glenn Armwood	416.14	Glenn Armwood Blackacre Title Agency	67.04 349.10
2	Bernard Hall	142.50	Blackacre Title Agency	142.50
3	Kenneth J. Ramsauer	2,040.00	Kenneth Ramsauer Market Title Co. LLC BDG Ray Associates David Bevan Cawthorne, Moss & Panciera	24.00 591.00 700.00 425.00 300.00
4	Kermin J. Tomlinson	686.50	Kermin J. Tomlinson Nationwide Title LLC State Farm Insurance	5.00 199.50 482.00
5	Byinna Warfield	203.20	Byinna Warfield Blackacre Title Agency	18.00 185.20
6	Vhondy Strickland	763.20	Blackacre Title Agency Access Appraisal State Farm Insurance	222.20 50.00 491.00
7	Millicent N. Gilchrist	221.50	Blackacre Title Agency	221.50
8	Karen M. Thomas	1,920.90	Blackacre Title Agency Coldwell Banker Rosiland Dennis (State Farm Insurance Payment) Creech Pest Control Karen M. Thomas	258.90 1,119.00 491.00 35.00 17.00
9	Dyrahn E. Francis	334.90	Blackacre Title Agency Blackacre Title Agency	92.50 242.40
10	Natasga Grimes	276.00	Natasga Grimes Blackacre Title Agency Blackacre Title Agency	45.00 87.00 144.00
11	Teisha Glover	169.50	Teisha Glover Blackacre Title Agency	21.00 148.50

<i>No.</i>	<i>Client</i>	<i>Ledger Balance</i>	<i>Payee</i>	<i>Disbursement Amount</i>
12	Christoher G. Calistri	253.40	Blackacre Title Agency	253.40
13	Renee A. Samy	295.20	Blackacre Title Agency	295.20
14	Audrey Hunter	1,099.50	Audrey Hunter	8.00
			Blackacre Title Agency	160.50
			Access Appraisal	375.00
			Liberty Mutual Insurance	456.00
			Daren P. Meece, Attorney	100.00
15	Donald E. Braswell	86.93	Donald E. Braswell	9.43
			Blackacre Title Agency	77.50
16	Thomas B. Kearney	186.10	Blackacre Title Agency	186.10
17	Henry A. Solano	6.93	Henry A. Solano	6.93
	Total Client Funds to Disburse	9,102.40		9,102.40

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Order to Disburse Attorney Trust Account Funds Subject to Preliminary Injunction was served upon the following person(s) by depositing copies thereof into the U.S. Mail, certified mail, return receipt requested, addressed as set out below to the individuals' last known addresses:

Edwin A. Peters
1409 Burchcrest Drive
Garner, NC 27529

Alan M. Schneider
PO Box 1029
Raleigh, NC 27602

Glenn Armwood
184 Corbett Road
Clayton, NC 27520

Blackacre Title Agency
PO Box 250
Burgaw, NC 28425

Bernard Hall
1573 NC 39 Hwy South
Louisburg, NC 27549

Kenneth J. Ramsauer
15025 Westerfield Road
Wake Forest, NC 27587

Market Title Co. LLC
1001 Wade Ave.
Suite 201
Raleigh, NC 27605

BDG Ray Associates
Barton Development Group
7000 Six Forks Road
Suite 115
Raleigh, NC 27615

David Bevan
1408 Goren Place
Raleigh, NC 27603

Cawthorne, Moss & Panciera
PO Box 1253
Wake Forest, NC 27588

Kermin J. Tomlinson
4000 Crowfield Drive
Raleigh, NC 27610

Nationwide Title LLC
6030 W. Tom Parham Road
Oxford, NC 27565

State Farm Insurance
104 Highway 54 West
Suite B
Carrboro, NC 27510

Byinna Warfield
4238 Vienna Crest Drive
Raleigh, NC 27613

Vhondy Strickland
3305 Gatcombe Place
Raleigh, NC 27604

Access Appraisal
PO Box 42
Garner, NC 27529

State Farm Insurance
8961 Harvest Oaks Drive
Suite 205
Raleigh, NC 27615

Millicent N. Gilchrist
4801 Knightsbridge Way
Raleigh, NC 27604

Karen M. Thomas
168-40 127th Ave.
Apt. 13-F
Jamaica, NY 11434
&
4701 Drewbridge Way
Raleigh, NC 27604

Coldwell Banker
9000 Sunset Blvd.
Los Angeles, CA 90069

Creech Pest Control
2420 New Bethel Church Road
Garner, NC 27529

Dyrahm E. Francis
2100 Summer Shire Way
Raleigh, NC 27604

Natasha Grimes
2008 Pineton Court
Raleigh, NC 27610

Teisha Glover
105 Kit Court
New Bern, NC 28562
&
3571 Futura Lane
Raleigh, NC 27610

Christopher G. Calistri
9413 Bells Valley Drive
Raleigh, NC 27617

Renee A. Samy
106 Widecombe Court
Cary, NC 27513
&
2804 Roundleaf Court
Raleigh, NC 27604

Audrey Hunter
1100 Loxley Place
Raleigh, NC 27610

Liberty Mutual Insurance
Remittance Processing Service
PO Box 530004
Atlanta, GA 30353

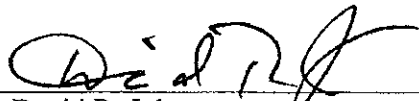
Daren P. Neece
Attorney at Law
3130 Hope Valley Road
Durham, NC 27707

Donald E. Braswell
1053 Lake Royale
Louisburg, NC 27549

Thomas B. Kearney
25 Popular Creek Drive
Franklinton, NC 27525

Henry A. Solano
3653 Watkins Ridge Court
Raleigh, NC 27616

This the 29th day of October, 2007.

A handwritten signature in black ink, appearing to read "David R. Johnson", written over a horizontal line.

David R. Johnson
Attorney for the Plaintiffs
The North Carolina State Bar

Exhibit 9

NORTH CAROLINA
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE NO. 09CV025286

Amy Askew Peters,)
PLAINTIFF,)

v.)

Edwin Austin Peters,)
DEFENDANT.)

AFFIDAVIT IN SUPPORT OF
DEFENDANT'S COUNTERCLAIM

NOW COMES the affiant, Edwin Austin Peters, being duly sworn deposes and says:

1. I am Edwin Austin Peters, and I reside at 1321 Afton Meadow Lane, Cary, NC 27518.
2. I am over the age of 18 years and competent to make this affidavit and do so of my own personal knowledge.
3. I have always been very tolerant, forgiving, laid back and slow to anger especially when plaintiff and I first started our relationship.
4. Plaintiff has always been extremely selfish, manipulative and controlling and possesses some characteristics that in my layman's knowledge of the disorder are bi-polar like.
5. Many issues with the plaintiff existed at the beginning of the relationship. However, I over-looked them because I was blinded by love and the excitement/newness of the relationship.
7. Plaintiff from the start was very calculating in getting exactly what she wanted.

8. Plaintiff withheld a great deal of information and even conjured up many lies in order not to place the relationship in jeopardy. As the years progressed, it seemed as though more and more lies revealed themselves. For instance, in the fall of 1997, I received a call at the house from some guy that was asking for the plaintiff. I gave the plaintiff the phone and she spoke with this gentleman for a while. After she finished the phone call, I asked who she was talking

to. Plaintiff sat me down and told me that the man's name was [REDACTED] and that he was a friend that she had known growing up in Ahoskie, NC. Plaintiff stated that he was like a big brother to her and that nothing had ever happened sexually or anything like that between them. Plaintiff further exclaimed that at some point he wanted to have sex with her but she was not attracted to him in that way. Plaintiff wanted to still keep in contact with him though. I was a little reluctant but agreed and even met his family at one point. Life went on. Then about three years later, plaintiff was in a depressed mood. I tried to console her and find out what was wrong. She stated that she was remorseful for aborting her baby when she was younger. I asked who the father was and she stated that it was this guy from Ahoskie named [REDACTED]. Immediately, I thought back to this person that she said was like a big brother to her and that she was never sexually attracted to etc. I did not bring it up at that instant but continued to console her. I did bring it up at a later date and she said that she had never said previously that she had never had sex with [REDACTED]. I asked that she not keep in contact with him but she refused and acted like I was being unreasonable.

9. Prior to the plaintiff and I getting married, I was a recent college graduate with some debts from credit cards, a school loan etc. Plaintiff, constantly complained about me not making enough money and having debt. She disparaged me and made me feel as though I did not contribute financially to the household at all. I was a new civil engineer for the NCDOT. She made more money than I did and frequently held this over my head.

10. Plaintiff was extremely controlling in every aspect. We bought our first house in April 1998. The mortgage was in her name and even after we were married for a couple of years, she had no intention of putting my name on the deed.

11. On the 5th day of July, 1998, plaintiff and I were married.

12. Shortly, after being married, plaintiff wanted to have a child. Although, I did not want to have kids right away because I was applying for law schools, I agreed. I loved the plaintiff and would have done anything in my power to make her happy.

13. Plaintiff began exhibiting strange behaviors in the fall of 1998. I did not know any better and I rationalized that her behavior was just hormonal due to the pregnancy. For instance, trivial events would sometimes trigger extreme responses. For instance one time I forgot to write an item that I had bought into the check book registry. When I came home she was yelling at the top of her lungs and telling me how worthless and irresponsible I was, berating me like I was a little child. Sometimes I would come home and she would be super nice. When I came home from work, I never knew what I would be stepping into.

15. Our first child Myles was born in April of 1999 and the plaintiff's mood swings, temper tantrums, acts of rage, etc. became exceedingly worse.

16. On or about August of 1999 plaintiff and I were getting ready to leave the house and I heard what seemed like someone was ram-sacking the bathroom. Upon later inspection, plaintiff had smashed her curling iron into many small pieces out of frustration. At the time of her melt down, my son Myles who was 4 months old and I were sitting at the kitchen table. Plaintiff then

came into the kitchen yelled at the top of her lungs to me "I don't need you" and then to Myles "I don't need you", "I don't need anybody" and then stormed off back into the bathroom. Myles looked at me, his eyes were as big as half dollars, there was a delay and then he started to cry. I comforted him.

17. Plaintiff never bought into the idea of two becoming one and working together as a team. I told plaintiff when I first met her that I wanted to be a lawyer. However, it took a while for me to get accepted somewhere. I applied to many schools but was wait listed everywhere. As an aside, one of my motivations for continuing to apply to law schools was the constant verbal abuse about how sorry I was, how useless I was etc. She told me that "I was not a real man because I could not financially support my family." Even still, I was accepted into the fall 1999 1L class at Campbell University. Plaintiff was upset and did not want me to go to law school. She saw it as "my thing" and she did not want to have any part in it. She knew that it would require her to make some sacrifices and was unwilling to make any sacrifices or do anything extra to support my goal. I, on the other hand, saw it as an investment in "our" family's future. I had to quit my full time job as a civil engineer but had devised a plan whereby we would sell the house we were living in at the time and cut expenses for three years while I was in school. She refused to work with me and did not want to lower her standard of living. Campbell worked with me by awarding me some very generous scholarships that almost covered tuition costs. But in order to appease my wife and perpetuate her standard of living, I basically took out my salary for three years in school loans to cover our living expenses. I received absolutely, no support from my wife while I was in law school. I was an extremely involved dad as far as my children were concerned prior to entering law school. We shared in all aspects of their care. Plaintiff, was relentless and expected me to continue the things I did at home just like before I was in school. I was constantly being yelled at, argued with and belittled even with an overwhelming school work load. During finals a couple of times while I was trying to study she stormed out of the house. She did not return for hours while I tried to juggle studying and caring for an eight month old baby. I finished the first semester and then dropped out because I did not see my family being a family much longer if I continued. I went back to work as an engineer but returned to law school a year later and finished in May 2004.

18. One of plaintiff's triggers for rage was when she could not control every aspect of a situation. If she planned on leaving the house to go out of town lets say at 10:00am and if we did not get out of the house until 10:30am, all hell would break loose. On or about September, 1999 plaintiff and I had planned to take a trip to Ahoskie, NC where plaintiff's family resides. We reserved a car from Budget rental on Capital BLVD because our car was not in decent shape for long travel. When we arrived our rental car was not available. We waited around for the car to be returned but it never was. Plaintiff was fuming, yelling at Budget employees and myself. We were told to go to the airport and that there would be a car waiting for us. By the time we arrived at the airport it was approximately 2 hours from the time we were suppose to depart from Raleigh. Plaintiff was snapping at me, blaming me, yelling and arguing. She went inside and I stayed outside with the baby. They pulled the rental car up to the front door and I put Myles and his car seat in the rental car. Plaintiff was arguing with the Customer service representative about something. I stepped inside. Upon seeing the plaintiff's behavior, I intervened and stated to plaintiff "let's just call of the day and try this again next weekend because the day is almost over and you're not in a good mood." At this point, plaintiff began smacking me in the face at

the customer service counter as she shouted "you're not going to tell me when I can see my family." Upon absorbing a few blows, I turned and went to the rental car to remove Myles and his car seat. Plaintiff followed and beat, scratched and kicked me while I tried to remove the car seat. A Budget employee came out and stated that he was going to call the police and then told me just to let her take the car because it was not worth it. I was reluctant to do this because I did not want her driving in this state of mind with the baby in the car. Against my better judgment, I re-buckled the car seat and let her go. She sped off driving erratically out of the parking lot. I went to our car and sat for a while in shock from what had just taken place and then I drove home.

19. Plaintiff is extremely selfish and has consistently placed her needs and interests before her children and myself. On or about December 24, 1999, plaintiff and I were visiting her mother in Ahoskie, NC. The plaintiff, Myles who was approximately 8 months old and I were in the bed. It was late approximately 11:00pm and Myles would not stop crying. Plaintiff was tired and frustrated. Myles kept sitting/standing up and crying. We tried feeding, changing, burping, etc. to no avail. At one point Myles stood up and the plaintiff yelled as loud as she could "go to sleep!" at the same time grabbing the baby by the face and slamming him as hard as she could into the bed. She slammed him so hard and fast that his head and upper shoulders hit the bed then his lower half of his body trailed behind. He laid there, eyes as big as half dollars and trembling, and whimpering. I picked him up and took him out of the room and tried to comfort him. I returned back in the room after plaintiff had fallen asleep. When I confronted plaintiff about it the next day, she blew it off like she hadn't done anything wrong and yelled at me for saying anything to her about it.

20. Basically, if you did not do things exactly as told by plaintiff, you are wrong. The plaintiff and I were preparing for Myles' first birthday party on or about April 22, 2000. Plaintiff was stressed out and acting hateful. One of the things that triggered this behavior was that she sent me to Sam's club to get some canned sodas. Instead of getting named brand like Coke or Pepsi products, I bought a case of Faygo sodas. She went ballistic about the sodas. Also, we had a glass coffee table with sharp corners and a wrought iron base with curled feet that protruded past the foot print of the glass top. I was trying to baby proof the table by lining the glass with foam padding. After taking awhile to pad the glass I noticed that the feet protruded out. We had invited a bunch of children to the party who were in the pulling-up/ learning-how-to-walk stages of development. So, I decided to just move the table in a corner of the room out of the way so no one's child would fall and hurt themselves. Plaintiff, did not agree and put the table back near the sofas and began to yell at me and told me not to move the table. At this point, I had had enough of her yelling, attitude, snapping and insults for the day. So, I carried the table outside and through it into the woods behind our home. I then went back inside and went into the bathroom to take a shower because the party was about to start in twenty minutes or so. Plaintiff entered the bathroom and asked me what I did with the table. In a calm demeanor, I stated that I threw it into the woods behind the house. Before I could blink, plaintiff attacked me, grabbed me by the neck and began to strangle me. I was in shock but calmly repeated "Amy, let me go". As my airway began to constrict and I could barely speak, I stated once more Amy, let me go. Then I started to black out and I panicked and something inside me said "she is going to kill me." I then struggled and pushed her off of me. At the same time, the door bell

rang because our guests had arrived for the party. She answered the door very joyous and hospitable as if nothing had ever taken place just moments prior.

21. Plaintiff is an exceptionally manipulative person. She will use a multitude of resources in order to get what she wants from being extremely sweet and amicable, to being very mean and nasty. For instance, sometime in the fall of 2001, plaintiff wanted to try for a girl. I was working at NCDOT and was preparing to re-enter law school in the spring of 2002 to finish my 1L year at Campbell. I wanted to wait before we had another child. Plaintiff acted mean and nasty, threw temper tantrums and was relentlessly unbearable. She issued an ultimatum that if we did not try to have a baby then that she would have her tubes tied and we would not be having anymore kids. After, dealing with the abuse for a while we sat down and I acquiesced on the condition that we work together.

22. Subsequent to the birth of our second son Grant, on May 27, 2002, plaintiff's volatile behavior continued. In the fall of 2002, I was in my 2L year at Campbell. Grant was not sleeping very well at nights. The plaintiff and I would alternate as to who would stay up/ wake up for night feedings, changing and getting the baby to sleep. On many of plaintiff's nights, she would get frustrated because she was tired and the baby would not go to sleep. Her noise would wake me up. She would then shove the baby into my arms and stomp off to bed.

23. During the fall/winter months of 2002, plaintiff was very physically abusive. She would throw things at me from point blank rage when she was upset like a cordless phone to the face etc. One Saturday, morning, I had to go to the library and then from the library I had to be at work at 2pm (I worked as a security guard on the weekends). Plaintiff was frustrated that she would have to deal with the boys all day and threw a cooking pot at me. I then attempted to leave and she assaulted me as I tried to leave out the door. Upon trying to walk out the door in the mist of a barrage of blows from plaintiff, I realized that I left my backpack upstairs. She beat, kicked, and scratched me all the way upstairs and back down the stairs tearing the shirt off my back. So, I had to go back upstairs to change clothes. When I left out the door that day, I had decided that I was done.

24. During the week after being beaten by my wife as I tried to leave the house, I made preparations to leave. I removed half of the funds from our bank accounts and secured a place to live. Before I could move out, plaintiff found out about the missing money and more drama ensued. I tried to leave and she called the police because both cars were titled in her name. The Garner police made me turn over the keys to my car. The police officer gave me a ride to a car rental place. A few weeks later, plaintiff apologized for everything and promised to be a better wife and I moved back into the marital residence.

25. Plaintiff abused the kids on a regular basis by disciplining them out of frustration and anger. Depending on her mood, she could be very sweet and loving and then flip and yell at them as if they were insignificant. Many of the things she would yell and beat them for were just things that kids do like spill a glass of juice.

26. When Grant was four years old, I witnessed plaintiff do some very disturbing things. Grant was having some behavior issues at school and he was a constant challenge during this

time. Plaintiff was very frustrated with his behavior at school and at home. One evening, I came home and Grant didn't have a good day at school. The plaintiff stated that she had to give him a spanking. It was bath time. So, I took him into the bathroom to prepare his water and remove his clothes. I was shocked when he removed his clothes. To my horror there were tracks and bruises across his back and legs that were a little reminiscent of the way Jesus looked upon being crucified. There was a scrape that looked more like a gash that started at one ear and went under his neck almost to the other ear. It was painful for him to sit in the water at first. I was upset and confronted the plaintiff about it and she didn't seem to think she had did anything wrong. She actually got mad at me for saying anything to her about it. I was afraid to take him to school looking like that as well because I thought his teachers might turn us into social services.

27. I witnessed plaintiff verbally abusing our kids as well. Around the same time frame/ month as the above beating, plaintiff told Grant "I hate you, you make me sick, I want to abandon you at a fire station" When I confronted plaintiff and told her "you don't say things like that to a child" she began to yell at me as well.

28. Plaintiff uses sexual influence as a control measure both in the affirmative and negative. I have been subjected to dry spells regarding sex of up to approximately a year at a time. For instance, plaintiff and I did not have sex for approximately a year prior to the conception of our third son Collin in the fall of 2006. Our next sexual encounter was not until approximately September of 2007.

29. Plaintiff and I seem to have always been at odds as to how to raise our children. There is a constant power struggle because she wants to be in total control. One thing I did not understand for a long time was the plaintiff's phobia of child care. When Myles was first born, plaintiff did want to leave him with anyone including me. I do understand the natural fear of leaving your children with strangers and that there is even a strong maternal bond or apprehensiveness. However, many of the plaintiff's actions regarding leaving her children with people were outside of the natural realm of apprehensiveness. For a long time I could not figure out why she acted this way. I used to make comments like "were you molested as a child or something?" In 2007, plaintiff spoke of some experiences in her childhood that shed some light on some of these irrational actions [REDACTED]

30. On or about the middle of June 2007, we were living in Corning, NY. I researched summer camps and signed Myles and Grant up. Plaintiff did not want them to go but did not really have a rational reason for why not other than she was not familiar with the camp counselors. The first day of camp was approximately the 27th of June 2007. Plaintiff did not want the kids to go to camp. The kids really wanted to go. So, I took them to camp. I stayed a while and met all of the counselors and watched the kids play for approximately an hour before returning home. When I returned home, I went to our room and the plaintiff was yelling and screaming stating that "I disobeyed her!" I sat down on the bed and was getting something off of the night stand and she blind side me with either her fist or something in her hand. I'm not sure but I was very close to being knocked out. I stood up and she continued to strike me and grab me as I tried to exit the room. I left the house and did not return until after I had picked the kids

up from camp later that afternoon. The kids were excited and had a lot of fun at camp. When I returned home I think the plaintiff was in her room or somewhere. Myles, Grant, Collin and I went downstairs to watch TV. Collin was a newborn so I was holding him, Grant was on my left and Myles was on my right. Plaintiff came down stairs and sat in one of the other couches and began yelling at me. I told her to calm down and then she walked over and started slapping and punching me in the face. I kept repeating that she needed to go sit down somewhere and calm down. Then Myles asked if he could play video games on the computer upstairs. Plaintiff said he could even though I had already told him he couldn't previously because there weren't any parental controls for internet use on the computer. So, plaintiff went upstairs with Myles and I followed with Collin still in my arms. I told Myles to go back down stairs. Plaintiff charged toward me again and out of fear of being attacked for a third time that day I hit her and held her so that she could not harm me again. At that moment my dad was entering the room because of all the yelling from plaintiff and witnessed me restraining the plaintiff. I then let her go and plaintiff immediately rushed for the phone with a look of satisfaction on her face that said "I got you". She called the police. The police were going to make the plaintiff leave the premises. However, my dad step in and told the police that the plaintiff was the mother of his grand kids with no family in the area. He also told the police that he would send me to stay with other relatives for the night. I told the police that I was acting in self defense but I do not think they believed me. Later, plaintiff even gloated about the fact that the police didn't buy my self defense claim. Things were very tense the rest of the summer with plaintiff verbally, physically and emotionally abusing myself and the kids.

31. On or about, August 2007 we moved back to North Carolina and things did not get any better. Plaintiff would say some really bizarre things which prompted me to move out of the premises. For instance she would say things like "if you don't leave I've got a trick for your ass." I moved out and then about three weeks later I moved back in because plaintiff used all of her manipulative tools. We had sex which ended almost a year long dry-spell, she was remorseful and talked about how she would be a better wife. She revealed some more issues about her child hood that she thought were affecting how she was acting. She stated that she would get help.

32. [REDACTED]

33. Although, I have seen a decrease in the frequency of physical abuse since September of 2007, the cycle of physical, emotional and psychological abuse still continues to exist.

34. In contrast to the highs and overreactions, plaintiff also had periods in which she constructively abandoned the marriage. One of these low periods existed between approximately June 1, 2009 and November 30, 2009. During this time Plaintiff did not contribute a whole lot to the home responsibilities. Plaintiff removed herself mentally, emotionally and physically from the marriage yet still remained in the marital home. We no longer participated in acts usually associated with marriage. When I tried to talk to Plaintiff, she was very cold and would not open up as to what was wrong with her. She did not feel like doing anything. She would spend whole weekends or weeks except for the time she spent at work inside the house watching television. During this time, I was doing almost all of the home, child care and maintenance (i.e. cooking,

running errands, grocery shopping, running kids to practices, etc. etc.) While at the same time doing nothing, the plaintiff continued on a daily basis to tell me that "she cares nothing about me", "I make her sick", "she can't stand to be around me", etc. etc. While simultaneously enduring and trying to ignore the abuse, I still tried to love on the plaintiff by kissing her and telling her I loved her everyday. Most times when I tried to kiss her she would not kiss back but instead freeze up. It was kind of like kissing a dead corpse or mannequin. When I told her I loved her she would reply with an un-emotional "I love you too reply" without making eye contact. My advances for intimacy were rebuffed as well. I asked the plaintiff when we would probably have sex again and she replied, "probably never".

34. Being exhausted and unable to tolerate any further abuse from the plaintiff, I moved out of the marital residence on November 30, 2009 and moved into one of my fraternity brother's homes in Durham, NC.

35. Upon information and belief, plaintiff has been having an affair since approximately January of 2009 or earlier. (See attached letter which was found in the top drawer of plaintiff's dresser in the marital home on or about December 24, 2009) Plaintiff has corroborated that the letter was given to her from her friend along with her Christmas gift on or about the 3rd week in December, 2009.

36. The above noted events are in no way an all inclusive summary of abusive events for the past 12 years of our marriage. However, what I have set forth herein is a small measure of the kinds of abuse that my kids and I have suffered.

This the 13th day of January, 2010.

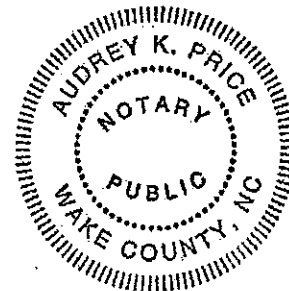
Eduardo F. Ferra
Affiant's Signature

STATE OF North Carolina
COUNTY OF Wake

Sworn and subscribed personally before me, this the 13th day of January, 2010.

Audrey K. Price
Notary Public

My Commission Expires: November 22, 2013



NORTH CAROLINA

WAKE COUNTY

BEFORE THE DISCIPLINARY
HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR

Petition for Reinstatement of EDWIN A. PETERS

AFFIDAVIT

I, Martha Simpson, PhD, LCAS, being first duly sworn, deposes and says as follows in support of Petitioner Edwin A. Peters for reinstatement to active status in the North Carolina State Bar.

I am over the age of 18 years and competent to make this affidavit and do so of my own personal knowledge.

1. I am a clinical psychologist in private practice in Raleigh, North Carolina. I am employed by HRC Behavioral Health & Psychiatry, P.A. The petitioner was referred to me by Mr. Edmund Ward III, assistant Director of the North Carolina State Bar Lawyer Assistance program. I treated the petitioner in individual psychotherapy from April 10, 2007 to June 7, 2007 and again from February 4, 2010 to July 17, 2012.
2. It is my understanding that on April 20, 2007 the petitioner surrendered his law license with full disclosure of misappropriation of funds in the amount of \$8,281.85 and was disbarred.
3. The initial treatment of the petitioner spanned the period of time in which he surrendered his law license. In treatment he was clearly remorseful and very confused about conditions under which he could misappropriate funds, an action which he perceived was truly out of character for him. Psychotherapeutic work in 2007 focused on creation of insight into those conditions, and support for emotional distress created not only by the law license difficulties and ultimate surrender but also by a chaotic, hostility-filled marriage and serious financial concerns.
4. In exploring the pressures present at the time of misappropriation of funds, it became apparent that the petitioner was in a relationship with a dominant and often abusive spouse. The spouse's pattern of abusiveness, lack of cooperation in handling a dwindling income from the solo practice by either reducing spending or contributing to family income created a level of desperation and depression that contributed to the

compromise of judgment. This compromised judgment is not atypical in persons with depression combined with on-going spousal emotional abuse.

5. In clinical exploration of the petitioner's history there was no evidence of other actions resembling the misappropriation of funds, and that history contains a consistent behavior pattern that was moral and responsible. To my knowledge his actions while in ongoing psychotherapy after the license surrender and again from 2010 through July, 2012 have been consistent with a moral and responsible person. To my knowledge over the past 2 years he worked extremely long hours to obtain money for child support and other obligations. The work hours left him only a few hours to sleep and virtually no free time, and resulted in serious physical exhaustion and some transient cognitive problems consistent with chronic sleep deprivation. His persistence despite the personal toll on him suggests a strong commitment to fulfill responsibilities.
6. In the treatment from February 2010 to July 2012 the petitioner fully explored the conflict avoidance and lack of assertiveness in his response to spousal demands and emotional abuse, and how those contributed to depression, eroding coping skills and lack of judgment. He effectively addressed those tendencies. He has exercised assertiveness and limit-setting with his now ex-wife, despite responses from her that were typical of those that were so threatening when he was married.
7. In the face of on-going difficulty in explaining his employment history to prospective employers, to my knowledge the petitioner has responded with honest disclosure about his disbarment despite the fact that the disclosure often cost him the employment opportunity. That behavior suggests the petitioner continues to operate with a consistent moral code.
8. Given the petitioner's serious and lengthy participation in psychotherapy which has strengthened his ability to withstand pressure from others, and in light of my detailed understanding of how he has conducted himself in numerous situations over a good period of time, I assert that he has reformed and does presently possess the moral qualifications required for admission to practice law. To my knowledge there are no factual or clinical contraindications for reinstatement.
9. Acknowledging the gravity of the misconduct which resulted in the order of disbarment, in my clinical judgment I believe that permitting the petitioner to resume the practice of law within the state will not be detrimental to the integrity and standing of the bar, to the administration of justice, or to the public interest.

This the 23 day of October, 2012.


Affiant's Signature

STATE OF NORTH CAROLINA

COUNTY OF Wake

Sworn and subscribed personally before me, this the 23rd day of October, 2012.

Isisette Bell
Notary Public

Seal-Stamp

My Commission Expires: 9/13/2017

Exhibit 11A

HOWARD MEMORIAL CHRISTIAN EDUCATION FUND, INC.

HOWARD FUND

CITATION

THE CHARLES BARRETT HOWARD CHRISTIAN CITIZENSHIP AWARD

Whereas, The Norman A. Wiggins School of Law of Campbell University and Howard Memorial Christian Education Fund, in an effort to promote the Christian practice of law, jointly established the Howard Christian Citizenship Award in 1979. And,

Whereas, This award, in the words of founding law school dean, F. Leary Davis, is presented to a "graduating senior whose citizenship and leadership exemplify the Christian character and aspirations of the School of Law and fulfill the opportunities for Christian service in the legal profession." And,

Whereas, To Howard Fund's officers and board of directors, as well as to many others, the award is perceived as a tribute to Howard Fund's founder and to the Christian ideals that so consistently guided every aspect of Charles Howard's life, until his death in 1988. From pulpit to classroom to laboring in his beloved yard, every individual, mighty or mean, with who he had contact was instantly aware of his near-perfect reflection of his Savior, Jesus Christ. His deep concern for the economic plight of students struggling to prepare themselves for lives of greater service to their God and to their fellow man is legendary. That legend is exemplified by his sacrificial founding and nurturing of the memorial fund which bears his parents' names and continues to be the guiding light of the Fund's operation today. And,

Whereas, Many among the faculty of the School of Law knew Charles Howard as friend, colleague and benefactor. To many he was a source of inspiration. Each year, their selection of the recipient of this award reflects their deep admiration and affection for that great man of God. In making their choice, they are acknowledging their perception that the qualities of truth, justice, compassion, concern, devotion and action, which were Charles B. Howard, are alive as a glowing ember in the soul of their appointee. And,

Whereas, In the considered opinion of the faculty of the Norman A. Wiggins School of Law the person named below has made significant contributions to Christian life within the school of law and in the surrounding community and has, indeed, exhibited many of the qualities that defined the life and ministry of Charles Barrett Howard,

Therefore, be it known that this day, May 9, 2004, The Charles Barrett Howard Christian Citizenship Award is conferred upon:

Edwin Austin Peters

It is the fervent hope and prayer of both the School and the Fund that this award will encourage and inspire the recipient in such ways as to fan that ember into a blazing fire which will never be extinguished.

In testimony of the foregoing, witness my hand and seal.

C.B. Howard Jr.
C. B. Howard, Jr., President

CAMPBELL UNIVERSITY

Norman Adrian Wiggins
School of Law

HOWARD CHRISTIAN CITIZENSHIP
AWARD

Presented To

Edwin Austin Peters

For citizenship and leadership exemplifying the Christian character and aspirations of the School of Law.

Presented by the faculty of the School of Law.
Sponsored by the Howard Memorial Christian Education Fund.

Date May 9, 2004

Dean

William A. Kirkland

Certificate of Ordination

Exhibit 11B

Brother Edwin Peters

*having been chosen one of good report, full of the Holy Spirit and of wisdom
and capable of using the office well, was set apart publicly to the office and work of*

Deacon

*by the Elevation Baptist Church in Raleigh, North Carolina
on this 28th day of March in the year of our Lord 2004*

Christopher Lane
Chairman, Deacon's Ministry

Elevation
BAPTIST CHURCH

T. Z. Carmichael
Senior Pastor

Exhibit 11C



August 26, 2008

North Carolina Real Estate Commission
1313 Navaho Drive
Raleigh, NC

RE: Case #08-1211
Applicant: Edwin A. Peters

Dear Sir or Madame:

It is with great pleasure that I recommend and endorse Edwin Peters for his character and integrity. While I have only known him for a year, I feel compelled to write on his behalf. Mr. Peters works for me as an Alarm Console Operator and Alarm Response Patrol Officer. He has assisted in reviewing policies and training new employees. He is one of my most reliable, dependable and trusted employees.

He has always displayed a high degree of integrity, responsibility. He is a leader by nature, but is also vigilant in followings instruction, procedures and policies. Our client is the Wake County Public Schools System and we would only place the care of our county's children and educational facilities in the most capable hands. Mr. Peters fits that niche perfectly. He is also a very dependable team player with good judgment and maturity.

I have been fortunate to witness him outside of the work environment and interacting with his children; he is a good man and dedicated father with who I would entrust my own children. Indeed, I entrust him daily with the safety and security for many other children in Wake County. I rely on his sound judgment and ability to appropriately respond.

I wish him success in his endeavors and I am happy to give him my wholehearted endorsement. Please contact me at (919) 781-8822 x223 if you require further information.

Sincerely,

A handwritten signature in cursive script, appearing to read "Rebecca Sargalis".

Rebecca Sargalis, Account Area Manager
AlliedBarton Security Services
4600 Marriott Drive, Suite 300
Raleigh, NC 27612

Exhibit 11D

July 2, 2012

Edwin A. Peters
614 Wills Forest St., Apt. E
Raleigh, NC 27605

North Carolina Real Estate Commission
1313 Navaho Drive
Raleigh, NC 27619

RE: Professional License Disciplinary Action Explanation

Dear Commission:

In 2007, while a newly licensed attorney, I made a mistake that resulted in me surrendering my law license and being disbarred.

It's kind of hard to summarize everything I went through and the situations and circumstances surrounding the conduct that resulted in my disbarment. It's one of those things that unless you were in a similar situation you would not understand.

For instance, I was married to someone that had some serious psychological issues and was extremely abusive to my kids and I. Society typically does not want to accept that a man could be the victim in an abusive relationship. Anyway, I don't have a professional diagnosis but I am pretty sure looking back and from everything that I've read that my ex-wife is a sociopath. My kids and I endured years of emotional, physical and psychological abuse. I endured the abuse because of my religious belief that you are not supposed to get divorced coupled with my faith that things would get better. Things would get better at times then the cycle of abuse would continue.

My ex-wife was extremely unsupportive and it seemed as if she did not want me to do well or be successful. It appeared like she wanted to destroy me or at least be able to control me. She never grasped the concept that we were a team and that if I did well she would benefit. She made more money than I did and often made it known and stated how sorry I was and how I was not a real man because I could not support my family, etc. All of the negative comments are what really motivated me to want to go to law school. It was like I wanted to do well and become successful in an effort to gain her approval of me. She did not want me to go to law school and made life hell in everyway she could for me. However, I manage to finish anyway. When I told her that I wanted to open my firm, she stated with a look of disdain, "How are YOU going to do that. I'll give you six months and you won't have any clients"! I opened my own firm and began conducting real estate closings full time in January of 2006. At this time my ex-wife had a pretty good job with a good salary and benefits. Things were going okay but she still was not happy. It was almost as if when things were normal she was not happy. She seemed to be content when things were in a state of chaos. During our twelve years of marriage, we went through a few cycles of losing everything, moving seven or eight times, buying then

selling what we could not afford including cars homes etc. in an effort to make her happy. However, she was never happy.

In the fall of 2006, my ex-wife was not happy with her job. She was stressed out and wanted to quit. I tried everything I could to convince her that we needed her income and especially the benefits from her job. I even found her another job. She interviewed and turned the position down because she did not think they were paying her enough. She had a way of making life a living hell for everyone in the household if she did not get her way. She finally quit in the fall of 2006. My ex-wife came to work for me at the law firm for a while. My firm was our sole source of income and it did not generate enough income to sustain our household, medical insurances and other living expenses. By the winter of 2006/2007 we were behind on all of our bills. Things were being repossessed and we were facing foreclosure. Business dried up which typically it does during the winter months for real estate. At one point, we did not have money for basic needs like groceries, etc. My ex-wife blamed me for our financial demise. I tried everything I could to borrow money from banks, friends and anybody else I could ask. I tried finding part time work but was unsuccessful as well.

I was afraid of losing everything and not being able to feed my kids. I can't remember exactly at what point but I remember looking to see what closings we were scheduled to close at the end of the month and decided to cut checks early for my fee in order to buy groceries. I remember cutting the check and it sat on my desk for a couple of days while I was still trying to borrow money from anyone I could. I remember a conversation I had with my ex-wife in which I told her that it was not a good idea to go forward with cashing the check because I could probably get into trouble. She stated, "what's the chances of that happening you need to man up and cash the check because we need groceries".

In February, the balance that was carried forward from month to month in my trust account was drying up as things cleared and business fell off. A bunch of the closings I was supposed to conduct were delayed or fell through as well. I did a refinance closing that did not fund until like a week and a half later because of a blizzard in Ohio where the lender was located. The refinance loan was for approximately \$350,000. When this money did not hit the account, a bunch of outstanding checks came into clear and the account was short because I had taken my fee on some closings that had not closed yet.

I have attached the complete record of what went on with the NC Bar. So, basically I made a stupid mistake out of fear. I was also incompetent in that I did not realize how serious of an offense I had committed or even how to properly handle a trust account.

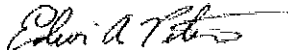
My biggest fear was that I would loose everything and I would not be able to take care of my family. The ironic thing is that my actions just expedited my biggest fear. I was completely honest and candid about what I did. I did not hide anything or lie about anything. I took responsibility and surrendered my license. Shortly afterwards, my family was homeless etc., etc.

My ex-wife never showed any type of empathy or remorse of any kind for the years of work I spent obtaining the law degree and my dream of being a lawyer being crushed. Her reaction when the NC Bar contacted me and it was certain that I would lose my license was almost as if she was happy. She laughs about it with people and tells them that she did not have anything to do with it, etc.

I guess that's that in a nutshell. I tried to summarize details but my story really can't be summarized. There are things that my kids and I have been through that would make one's jaw hit the floor (i.e. physical and mental abuse, etc.). I'm just trying to move forward and put the pieces of my life back together. Going forward, based on what I have been through to date, there is absolutely nothing that would ever cause me to compromise my integrity or livelihood again. I had no idea how far reaching that stupid decision in 2007 would be.

Therefore, I don't foresee being any harm to the North Carolina public as a realtor and would respectfully ask that you allow me to take the brokers exam and upon successful completion issue me a license. Thank you for your cooperation.

Respectfully,

A handwritten signature in cursive script, appearing to read "Edwin A. Peters", with a horizontal line extending from the end of the signature.

Edwin A. Peters
919-961-1398